App. F. IX-4

193 /. .
(S&A)

File No. 158-30.

Serial Nos. 7&9

Previous References
S&A 59-19 88 1-2, 4, 6&7.
" 324-09 83 12-14

Later References
S&A 42-31 88 1-2
S.P. 16-39 (1-3) — Re Bawasamma's pension)
S.P. 17-39 (1-2)
S.P. 29-40 (1-2)

General and Revenue Secretariat.

S.P. 543 (1&9)
S.P. 15-84 (3-4)

Serial Nos. Two

Part B for July 1931.

SUBJECT.

Report re disposal of the Manjarabad Palleyar family pension of Rs. 78/0/0 drawn by late Mr Chikka Krishnappa Naick.

F.O. No. 7c. 128 & 8g - 7.31

Sanctions the distribution of the vacant pension among the four heirs of late Mr Chikka Krishnappa Naik.

WKDarey
30/7/31

General and Revenue Secretariat — S&A File No. 158 of 1930

Serial No.

7) From Comptroller Mr. No 4036 of 12.5.31.

Forwards the report of the State Huzur Treasury Officer regarding the disposal of the Pallipar Pension of Rs 78-2-0 drawn by late Chickka Krishnappa Naik of the Manjanabad family.

289/1616

1) Draft sanctioning the proposal is submitted for approval

11/6/31

2) Vide para 9 of S. H. T. O's report. Draft sanction approval

15.6.31

(H Secy)
1st Member
Hon Chief Secy

3) 20/6/31

(Judl & Legislative) Law Secretary 23/6/31

4) The only doubtful point in this case is the right of Chengamma to a pension of Rs 25 out of the Rs 26 to be due to her husband. This separate pension appears to have been granted in 1905 or so to the lady, on an allegation of cruelty by her husband which compelled her to live separately. In 1911, the husband filed a suit for restitution of conjugal rights and got a decree. The proposal in the case

393/Rev

NOTE—Contn. Sheet.

WD 02553—G PB—50,000—8-7-30

Shows that the alleged cruelty ~~to~~ was not proved. It is however significant that in spite of this decree, Chengamma has not chosen to come back to her husband and ~~the~~ has allowed her, to dread the separate possession of Rs 2/- all these twenty years - It is now too late for him to deny her this amount.

5) In this view, the State Nursus Tax officer's recommendations are in order & the draft G.O ~~appears approving~~ sanctioning the same appears to be all right.

Chief Secy)

29.6.31

30/6/31

6) h
in

7) 6(7/3)

(Revenue)

To Comptroller, my H 128 of 8.7.31.

Sanctions the distribution of the Vacant hereditary Dues by late Chick Kuttmotta Naik to certain members of the family.

OFFICE OF THE FIRST MEMBER OF COUNCIL - 4 JULY 1931 No. 28

393

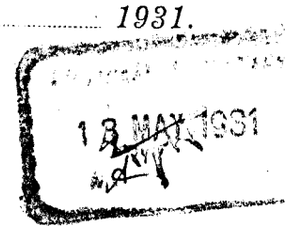
B

W 3977

OFFICE OF THE COMPTROLLER TO THE GOVERNMENT
OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No. 4034 Encl. one file

Bangalore, dated 12th May 1931.



From M.A. Singrachar,
S. SHAMANNA, Esq., B.A.,
Offg. *Comptroller to the Government of*
His Highness the Maharaja of Mysore,
Bangalore.

To

Rajasevaparayana
B. Sreenivasa Iyengar, Esq., B.A.,B.L.*
Financial Secretary to the Govt. of
Bangalore.

Sir,

S & A 158-30—7

I have the honor to forward herewith, for orders of Government, the report of the officer in charge of the State Huzur Treasury, Bangalore, on the disposal of the pallegar pension of Rs 78-2-10 which was being drawn by the late Chikka-Krishnappa Naik, Pallegar of Manjarabad family.

I have the honor to be
Sir,
Your most obedient servant,

M. A. Singrachar

Offg Comptroller.

29th April 1931.

From M. S. Ramachandra Rao Esq., B.A., B.L.,
Officer in charge,
State Huzur Treasury,
Bangalore.

To M.A. Singrachar Esq., B.A.,
Offg. Comptroller to the Government of Mysore,
~~xxxxxxxxx~~,
Bangalore.

Sir,

I have the honor to report that Mr. Chikkakrishnappa Naik (a) Pallegar of Manjarabad family died on 18th January 1931 leaving behind him the following heirs

(1) Mr. Narasimhaswami Naik (d) eldest son of the deceased
(2) Mr. Ramaswami Naik ~~second~~ (e) third son of the deceased
(3) Gowramma (g) wife of the deceased younger brother of No.1 (Supra)
(4) Chengamma (f) wife of No.1 (Supra)

2. The deceased was the registered baraward-dar of two pensions- one of a sum of Rs. 39-1-4 which he had been enjoying in his own right for more than the last 60 years, and the other of Rs. 39-1-6 which originally stood in the name of Bhaskaramma (h) (widow of his uncle the late Mr. Ramaswami Naik (i)) and on her death on 14-3-1918 without issue, was continued to him by G.O.No.Fl.7847/S&A 59-19-6 dated 26-4-1920.

3. For some time all went well, but dissensions and misunderstandings having arisen among the members of the family, Government, accepting the recommendation of the then State Huzur Treasury Officer ordered in their Proceedings No.Fl.6182-3/S&A 201-06-4 dated 12-2-1907 that the first mentioned stipend of Rs. 39-1-4 should be distributed among the several members of the ~~xx~~ family as detailed below

(1)	Chikkrishnappa Naik (a) ...	8- 0- 0
(2)	Lakshmamma, mother of No.1 (b)	8- 0- 0
(3)	Akkammani wife of No.1 (c) ...	3- 0- 0
(4)	Narasimhaswami Naik eldest son of No.1 (d)	4- 0- 0
(5)	Ramaswami Naik younger son of No.1 (e)	4- 0- 0
(6)	Meenakshamma, daughter-in-law of No.1 by his 1st son ...	3- 0- 0
(7)	Chengamma (f) daughter-in-law of No.1 by his 1st son	2- 0- 0
(8)	Gowrammanni (g) daughter-in-law of No.1 by his deceased second son	3- 0- 0

(9) Venkataramanaswami Naik alias Venkatadri Naik(h) grand son of No.1 by his deceased 2nd son		3- 0- 0
(10) Agent's fees and cost of receipt stamps		1- 1- 4
		39- 1- 4

The arrangement however appears to have been temporary and provisional because in para 3 of the Government Order in question, it is distinctly stated that "after the death of the present Barawardar the case will be governed by the rules applicable to the Palleger Pensions."

4. On the death of Lakshamma (No.2 above) her pension of Rs 8/- was in Govt Order No.Fl.5729-30/S&A 374-09-2 dated 16th April 1910 ordered to be distributed among the surviving members of the family as follows:-

(1) Chickkrishnappa Naik	(No.1 in list above)	1- 0- 0
(2) Akkammani wife of No.1	(No.3 do)	1- 0- 0
(3) Narasimhaswami Naik	(No.4 do)	2- 0- 0
(4) Ramaswami Naik	(No.5 do)	2- 0- 0
(5) Venkataramanaswami Naik	(No.9 do)	2- 0- 0
	Total	8- 0- 0

5. Subsequently Akkammanni wife of Chikkrishnappa Naik (No.3 in list in para 3) also died in 1927. Meenakshamma wife of Narasimaswami Naik (No.7 in list) is also dead. Venkataramanaswami Naik (No.9 in list) has been adopted by Muddaswami Naik Pallyagar of Royadrug, and has lost his rights in his natural family.

6. Thus the only surviving members of the family at the time of Chikkrishnappa Naik's death were the four persons enumerated in para 1 supra. These four persons as well as Chikkrishnappa Naik were dividing the two stipends amounting to Rs. 78-2-10 in the aggregate between themselves as follows:-

1. Chickkrishnappa Naik	...	Rs 24- 0-0
2. Gowrammanni	...	17- 8-0
3. Narasimhaswami Naik	...	15- 0-0
4. Ramaswami Naik	...	15- 0-0
5. Chengamma	...	2- 0-0
6. Agent's fees etc		2-10-10
	Total	Rs 78- 2-10

This is purely a private arrangement entered into between

the parties by mutual agreement and is not authorised or ratified by any Government Order.

7. Now that Chickrisnappa Naik is dead his two surviving sons Narasimha Naik and Ramaswami Naik, as well as his deceased 2nd son's widow Gowramammani claim that the entire pension of Rs. 78-2-10 may be divided equally amongst themselves, and registered in their names separately and that they will make their own arrangements regarding agent's fees. Chengamma wife of Narasimhaswami Naik requests in her petition dated 14-3-31 that the pension of Rs. 2 per mensem enjoyed by her may be continued to her with some addition. But her husband Narasimhaswami Naik contends that as she has left his protection and has set at naught the decree of the 1st Munsiff dated 25-10-11 ordering that she should " return and live with her husband and render him conjugal rights"- she is not entitled to the continuance of this pension. It is seen from the records, that once before, he raised a similar objection but Government in their order No. Fl.2238/S&A 374-09 dated 7th November 1910, stated that they "did not think it necessary to interfere with the continuance of the pension on the allegations made by the petition which are denied by Chengamma". It is observed from the records that at the time of the passing of this order, the suit for restitution of conjugal rights which he had filed on 2-10-10 was pending before the Munsiff, and if he felt aggrieved by the Government Order, he could have appealed to Government itself, or brought it as one of the issues in the suit which was then pending or filed a separate suit and got the specific question of the continuance or otherwise of the pension adjudicated upon. But he has failed to do so. I am therefore of opinion that his contention does not require any consideration. Per contra no case has been made out for Chengamma's request for enhancement of pension. In the result, I recommend that the vacant pensions

allow

amounting to Rs 78-2-10 in the aggregate may be ordered to be separately registered and distributed as follows:-

(1) Narasimha Swami Naik	...	Rs 24- 1- 0
(2) Ramaswami Naik	...	26- 0-11
(3) Gowrammanni	...	26- 0-11
(4) Chengamma	...	2- 0- 0
	Total	Rs 78-2-10

A geneological tree is appended showing the relationship of the several parties and the indicative letter is affixed to the name in this report for the sake of ready reference.

I have the honor to be,
Sir,
Your most obedient servant,

M. S. Ramachandra Rao

Officer in charge
State Huzur Treasury, Bangalore.

Particulars of papers sent to the Financial Secretary to the Government of Mysore for reference and return with the report of the officer in charge of the State Huzur Treasury Bangalore on the disposal of the pahanyan pension of Rs 78-2-10. which Sri Chikkakrishna Sopa Naik pahanyan of Manjarabad was drawing.

1. Certificate of death of Sri Chikka Krishnappa Naik.
2. Petition dated 22-1-31 of Sri Narasimhaswami Naik
3. Petition dated 22-1-31 of ~~Sri~~ of Gowramma.
4. Petition dated 31-1-31 of Sri M Ramaswami Naik.
5. Petition dated 14-3-31 of Channyamma.
6. Petition dated 9-4-31. of Sri M.P. Narasimhaswami Naik.
7. " " 1-5-31 " "
8. Judgement Copy in the Court of the Principal Munsiff Bangalore.
9. Genealogical tree of the Manjarabad Family presented by Sri Chikkakrishnappa Naik on 3-4-912

Madanachendra Rao

Officer in charge. State Huzur Treasury

Bangalore 13-5-31.

SUBJECT .....

.....

.....

Diary No. of letter replied to 7104

General and Revenue Secretariat

( ) }
the *193* .

Date of issue 9/7/31

Signed by [illegible]

May this be

(i) Printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette, English Part ?

(iv) translated ?

(v) placed at the disposal of the press ?

(vi) published in the Gazette, Kannada Part ?

P

Sec. S&A

File No. 158/30

Serial No. 9

Proceedings of the Government of His Highness the Maharaja of Mysore.

Read—

G.O. No R 6182-3/S&A 201-06-4 dt 12.2.1907 Sanctioning the distribution of the Pallya Pension of Rs. 39-1-4 of Smt. Chikka Krishnappa Naik of Manjarabad ~~Order Thereon No.~~ Family among to certain members of the family.

2) G.O. No R. 7847/S&A. 59-19-6 dt 26.6.1920 Sanctioning the ~~pension~~ disposal of the pension of Rs 39-1-6 drawn by Bhadravamma widow of Smt. Rameswamma Naik.

3) Letter No 4036 dt 12th May 1931 from the Comptroller forwarding for orders

The report of the State Huzur Treasury Officer regarding the disposal of the Pallya pension G/No 78/2/10 drawn by late Mr. Chikka Krishnappa Naik.

Order No: F 128/S+A 158/30/9 (1 File Sec)

It is reported that ~~the~~ ~~above~~ Mr. Chikka Krishnappa Naik died on 18th January 1931 leaving behind, his following heirs:

1) Mr. Narasimhaswami Naik, eldest son of the deceased.
2) Mr. Ramaswami Naik, 3rd son — do — ——
3) Govindamma wife of the 2nd son — do —
4) Chengamma wife of ~~the~~ No 1 - Narasimhaswami Naik

List of enclosure

~~The S.H.O. Officer after~~ After holding a detailed enquiry ~~into~~ ~~facts of the above petitioners~~, the T.O. has recommended ~~making detailed enquiry of the above petitioners recommended for pension stated~~ that the Vacant pension of ~~No~~ 78/2/10 drawn by late Mr Chikka Krishnappa Naik may be registered & distributed as indicated below as follows: —

Copied by

Examined by

1) Mr. Narasimhaswami Naik — Rs 2 (1 - 1 - 0

WD 02560 -GPB- 11,250 - 27-30

3

G. R. S. G/33]

GENERAL AND REVENUE SECRETARIAT.

(Continuation sheet draft form.)

(11) R-AP

2) Smt. Kamavvamma Naik - 26-0-11

3) Gavramamma — 26-0-11

4) Chennamma — 2-0-0

Total Rs 78-2-10

Govt. are pleased to sanction a allowance on the basis as above proposed with effect from the date of the death of the pensioner.

20/6/52

Financial Secretary

15.6.52

11/6

Do the Comptroller with the records.

Read:—

Government Order No.Fl.6182-3/S.& A.201-06-4 dated 12th February 1907 sanctioning the distribution of the Pallegar Pension of Rs 39-1-4 of Mr.Chikka Krishnappa Naik of Manjarabad Family among certain members of the family.

2. Government Order No.Fl.7847/S.& A.59-19-6 dated 26th April 1920 sanctioning the disposal of the pension of Rs 39-1-6 drawn by Bhaskaramma, widow of Mr.Ramaswami Naik.

3. Letter No.4034 dated 12th May 1931 from the Comptroller forwarding for orders the report of the State Huzur Treasury Officer, regarding the disposal of the Pallegar pension of Rs 78-2-10 drawn by late Mr.Chikka Krishnappa Naik.

ORDER NO: FL: 128/S+A 158/30-7 (Suo./File)

Dated, Bangalore, the 8th July 1931.

It is reported that Mr.Chikka Krishnappa Naik died on 18th January 1931 leaving behind him the following heirs:-

1. Mr.Narasimhaswami Naik, eldest son of the deceased.
2. " Ramaswami Naik, 3rd son of the deceased.
3. " Gowrammanni, wife of the 2nd son -Do-
4. " Chengamma, wife of No,1 - Narasimhaswami Naik.

After holding a detailed enquiry the State Huzur Treasury Officer has recommended that the vacant pension of Rs 78-2-10 drawn by the late Mr.Chikka Krishnappa Naik may be registered and distributed as indicated below:-

1.	Mr.Narasimhaswami Naik	...	Rs 24-1-0
2.	" Ramaswami Naik	...	" 26-0-11
3.	" Gowrammanni ..	...	" 26-0-11
4.	" Chengamma ..	...	" 2-0-0
	Total	Rs	78-2-10

This was added by me in G.O. SP. 17-3-32

Government are pleased to accord sanction to the distribution of the pension as above with effect from the date of the death of the pensioner.

For Financial Secretary to Government.

To

The Comptroller to Government.

S.R.-2